

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: KREINDEL=2

In re Application of:

Michael KREINDEL

Appln. No.: 09/920,295

Date Filed: August 2, 2001

For: METHOD FOR CONTROLLING  
SKIN TEMPERATURE DURING  
THERMAL TREATMENT

Art Unit: 3739

Examiner: Ahmed M. FARAH

Washington, D.C.

Confirmation No.: 3901

August 25, 2003

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES

Honorable Commissioner for Patents  
Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the final rejection (or the rejection of claims for at least the second time), dated April 23, 2003, of the Primary Examiner. The claims appealed are claims 1-22.

The item(s) checked below are appropriate:

XX Small Entity Status: Applicant(s) claim small entity status. See 37 CFR 1.27.

\_\_\_\_\_ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

\_\_\_\_\_ The fee has been calculated as shown below:

\_\_\_\_\_ \$320.00

XX \$160.00 (small entity)

\_\_\_\_\_ Not required (fee paid in prior appeal)

\_\_\_\_\_ Applicant hereby petitions for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity  
Response Filed Within  
[ ] First - \$ 55.00  
[ ] Second - \$200.00  
[ ] Third - \$460.00  
[ ] Fourth - \$720.00  
month after time period set

Other Than Small Entity  
Response Filed Within  
[ ] First - \$ 110.00  
[ ] Second - \$ 400.00  
[ ] Third - \$ 920.00  
[ ] Fourth - \$1440.00  
month after time period set

[XX] First extension of time petitioned and fee paid with Amendment filed on even date herewith.

\_\_\_\_\_ A check in the amount of \$\_\_\_\_\_ is attached. (Check No. \_\_\_\_\_)

XX Credit Card Payment Form, PTO-2038, is attached, authorizing the amount of \$160.00.

XXX Please charge any deficit in the fee paid herewith to my Deposit Account No. 02-4035.

08/26/2003 SSITHIB1 00000043 09920295

01 FC:2401

160.00 OP

Respectfully submitted,  
BROWDY AND NEIMARK, P.L.L.C.  
Attorneys for Applicant(s)

By

Jay M. Finkelstein  
Registration No. 21,082

Telephone No.: (202) 628-5197  
Facsimile No.: (202) 737-3528

RECEIVED

AUG 28 2003

TECHNOLOGY CENTER R3700